IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O.O.C.J.

Arbitration Petition No.233 of 2007

Citifinancial Consumer Finance
India Ltd. ..Petitioner

vs.

1. Vinod Pranlal Avlani and
and another ..Respondents

None for petitioner.
Mr.V.P.Avlani respondent no.1 present in person.

CORAM: S.C.DHARMADHIKARI J
15th October,2007

P.C.

1. None is present for the petitioners although this matter was placed on the earlier occasion. The first respondent is present in Court and wishes to argue in person. The first respondent is the husband of the second respondent. He invites my attention to the affidavit filed in reply. He submits that the sum of Rs.9,00,000/- has already been paid as stated on affidavit by him. A copy of the same has already been served on the other side before he filed it in this Court on 9th October,

2007.

2. In my view, it is not necessary to enter into any larger controversy in as much as the

petitioners have stated before the Court that they would be taking steps to appoint a Arbitator under the terms/agreement. The first respondent states that he and his wife, respondent no.2, are residing in flat no.402, Challenger Tower No.1, Thakur Village, Kandivli (East), Mumbai 400 101. He makes a statement that neither him nor his wife, the second respondent, shall transfer, dispose of, alienate, sale or induct any third party in possession of the flat till the arbitration is complete.The said statement is accepted. In the light of the fact that the petitioners are not present and since the statement is made before me, it is directed that the respondents shall abide by their statement for a period of four weeks from today with liberty to the petitioners to take such steps as are permissible inlaw for continuing the interim measures or applying afresh for the same. Petition is disposed of accordingly.

(S.C.DHARMADHIKARI J.)